

of Appeals rulings that have applied that decision. In addition, the Cobb Defendants are entitled to the same immunity as the Fulton Defendants and a grant of expedited discovery would amount to denial of that immunity. *See, Bouchard Transp. Co v. Fla Dep't of Env'tl. Prot.*, 91 F. 3d 1445 (11th Cir. 1996) Finally, the Cobb Defendants have been placed under the same undue hardship as the Fulton County Board of Elections and Registrations with regard to Plaintiffs' request that the DRE machines from the April 18, 2017 and June 20, 2017 be held out of use for the upcoming elections in November 2017, and the Court should deny Plaintiff's request because of that undue hardship.

For the reasons set forth above, the Cobb County Defendants join in the responses of the State Elections Board and the Fulton Defendants in opposing Plaintiffs' Motion for Expedited recovery, and all of the arguments set forth therein are incorporated herein by reference.

Respectfully submitted this 22nd day of August, 2017.

HAYNIE, LITCHFIELD, CRANE & WHITE, PC

/s/Daniel W. White

DANIEL W. WHITE

Georgia Bar No. 153033

GREGG E. LITCHFIELD

Georgia Bar No. 454040

SARAH G. HEGENER

Georgia Bar No. 534438

*Attorneys for Defendant Cobb County Board
of Elections*

222 Washington Avenue
Marietta, GA 30060
(770) 422-8900
dwhite@hlclaw.com

CERTIFICATE OF COMPLAINT WITH LOCAL RULE 5.1

The undersigned hereby certifies that the foregoing document has been prepared in accordance with the font type and margin requirements of Local Rule 5.1 of the Northern District of Georgia, using a font type of Times New Roman and a point size of 14.

/s/Daniel W. White

DANIEL W. WHITE

Georgia Bar No. 153033

*Attorney for Defendant Cobb County Board
of Elections*

HAYNIE, LITCHFIELD, CRANE & WHITE, PC
222 Washington Avenue
Marietta, GA 30060
(770) 422-8900
dwhite@hlclaw.com

CERTIFICATE OF SERVICE

I hereby certify that on August 22, 2017, I electronically filed the foregoing COBB COUNTY DEFENDANTS' RESPONSE BRIEF IN OPPOSITION TO PLAINTIFFS' MOTION FOR EXPEDITED DISCOVERY with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

BRYAN WARD
MARVIN LIM
Attorneys for Plaintiffs

CHRISTOPHER M. CARR, Attorney General
CRISTINA M. CORREIA, Assistant Attorney General
ELIZABETH A. MONYAK, Assistant Attorney General
JOSIAH B. HEIDT, Assistant Attorney General
Attorneys for State Defendants

OVERTIS HICKS BRANTLEY
BENNETT D. BRYAN
Attorneys for DeKalb County Defendants

PATRISE M. PERKINS-HOOKER
KAYE BURWELL
CHERYL RINGER
Attorneys for Fulton County Defendants

I hereby certify that I have mailed by United States Postal Service the document to the following parties who have not yet appeared for notice purposes on CM/ECF system:

ANNE LEWIS
Strickland Brockington Lewis LLP
Midtown Proscenium Suite 2200
1170 Peachtree Street NE
Attorney for Karen Handel

RUSSELL D. WALDON
Waldon Adelman Castilla Hiestand & Prout
900 Circle 75 Parkway
Suite 1040
Atlanta, GA 30339
Attorney for Jon Ossoff

/s/Daniel W. White
DANIEL W. WHITE
Georgia Bar No. 153033
*Attorney for Defendant Cobb County Board
of Elections*

HAYNIE, LITCHFIELD, CRANE & WHITE, PC
222 Washington Avenue
Marietta, GA 30060
(770) 422-8900
dwhite@hlclaw.com